

HOUSE _____ **AMENDMENT NO.** _____

Offered By

AMEND House Committee Substitute for Senate Bill No. 0568, Page 7, Section 304.022, Line 67, by inserting after all of said section and line, the following:

“301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer at the time of transfer of ownership, as required by section 407.536, together with a statement of the applicant's source of title and of any liens or encumbrances on the motor vehicle or trailer, provided that for good cause shown the director of revenue may extend the period of time for making such application. When an owner wants to add or delete a name or names on an application for certificate of ownership of a motor vehicle or trailer that would cause it to be inconsistent with the name or names listed on the notice of lien, the owner shall provide the director with documentation evidencing the lienholder's authorization to add or delete a name or names on an application for certificate of ownership.

2. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true and shall, to the extent possible without substantially delaying processing of the application, review any odometer information pertaining to such motor vehicle that is accessible to the director of revenue. If satisfied that the applicant is the lawful owner of such motor vehicle or trailer, or otherwise entitled to have the same registered in his name, the director shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. The certificate shall contain on its face a complete description, vehicle identification number, and other evidence of identification of the motor vehicle or trailer, as the director of revenue may deem necessary, together with the odometer information required to be put on the face of the certificate pursuant to section 407.536,

1 a statement of any liens or encumbrances which the application may show to be thereon, and, if
2 ownership of the vehicle has been transferred, the name of the state issuing the transferor's title
3 and whether the transferor's odometer mileage statement executed pursuant to section 407.536
4 indicated that the true mileage is materially different from the number of miles shown on the
5 odometer, or is unknown.

6 3. The director of revenue shall appropriately designate on the current and all subsequent
7 issues of the certificate the words "Reconstructed Motor Vehicle", "Motor Change Vehicle",
8 "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as defined in section
9 301.010. Effective July 1, 1990, on all original and all subsequent issues of the certificate for
10 motor vehicles as referenced in subsections 2 and 3 of section 301.020, the director shall print on
11 the face thereof the following designation: "Annual odometer updates may be available from the
12 department of revenue.". On any duplicate certificate, the director of revenue shall reprint on the
13 face thereof the most recent of either:

14 (1) The mileage information included on the face of the immediately prior certificate and
15 the date of purchase or issuance of the immediately prior certificate; or

16 (2) Any other mileage information provided to the director of revenue, and the date the
17 director obtained or recorded that information.

18 4. The certificate of ownership issued by the director of revenue shall be manufactured in
19 a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such
20 certificate without ready detection. In order to carry out the requirements of this subsection, the
21 director of revenue may contract with a nonprofit scientific or educational institution specializing
22 in the analysis of secure documents to determine the most effective methods of rendering
23 Missouri certificates of ownership nonalterable or noncounterfeitable.

24 5. The fee for each original certificate so issued shall be eight dollars and fifty cents, in
25 addition to the fee for registration of such motor vehicle or trailer. If application for the certificate
26 is not made within thirty days after the vehicle is acquired by the applicant, a delinquency penalty
27 fee of twenty-five dollars for the first thirty days of delinquency and twenty-five dollars for each
28 thirty days of delinquency thereafter, not to exceed a total of two hundred dollars, but such penalty
29 may be waived by the director for a good cause shown. If the director of revenue learns that any
30 person has failed to obtain a certificate within thirty days after acquiring a motor vehicle or trailer
31 or has sold a vehicle without obtaining a certificate, he shall cancel the registration of all vehicles
32 registered in the name of the person, either as sole owner or as a co-owner, and shall notify the
33 person that the cancellation will remain in force until the person pays the delinquency penalty fee
34 provided in this section, together with all fees, charges and payments which the person should
35 have paid in connection with the certificate of ownership and registration of the vehicle. The
36 certificate shall be good for the life of the motor vehicle or trailer so long as the same is owned or

1 held by the original holder of the certificate and shall not have to be renewed annually.

2 6. Any applicant for a certificate of ownership requesting the department of revenue to
3 process an application for a certificate of ownership in an expeditious manner requiring special
4 handling shall pay a fee of five dollars in addition to the regular certificate of ownership fee.

5 7. It is unlawful for any person to operate in this state a motor vehicle or trailer required to
6 be registered under the provisions of the law unless a certificate of ownership has been applied for
7 as provided in this section.

8 8. Before an original Missouri certificate of ownership is issued, an inspection of the
9 vehicle and a verification of vehicle identification numbers shall be made by the Missouri state
10 highway patrol on vehicles for which there is a current title issued by another state if a Missouri
11 salvage certificate of title has been issued for the same vehicle but no prior inspection and
12 verification has been made in this state, except that if such vehicle has been inspected in another
13 state by a law enforcement officer in a manner comparable to the inspection process in this state
14 and the vehicle identification numbers have been so verified, the applicant shall not be liable for
15 the twenty-five dollar inspection fee if such applicant submits proof of inspection and vehicle
16 identification number verification to the director of revenue at the time of the application. The
17 applicant, who has such a title for a vehicle on which no prior inspection and verification have
18 been made, shall pay a fee of twenty-five dollars for such verification and inspection, payable to
19 the director of revenue at the time of the request for the application, which shall be deposited in
20 the state treasury to the credit of the state highways and transportation department fund.

21 9. Each application for an original Missouri certificate of ownership for a vehicle which is
22 classified as a reconstructed motor vehicle, specially constructed motor vehicle, kit vehicle, motor
23 change vehicle, non-USA-std motor vehicle, or other vehicle as required by the director of
24 revenue shall be accompanied by a vehicle examination certificate issued by the Missouri state
25 highway patrol, or other law enforcement agency as authorized by the director of revenue. The
26 vehicle examination shall include a verification of vehicle identification numbers and a
27 determination of the classification of the vehicle. The owner of a vehicle which requires a vehicle
28 examination certificate shall present the vehicle for examination and obtain a completed vehicle
29 examination certificate prior to submitting an application for a certificate of ownership to the
30 director of revenue. Notwithstanding any provision of the law to the contrary, an owner
31 presenting a motor vehicle which has been issued a salvage title and which is ten years of age or
32 older to a vehicle examination described in this subsection in order to obtain a certificate of
33 ownership with the designation prior salvage motor vehicle, shall not be required to repair or
34 restore the vehicle to its original appearance in order to pass or complete the vehicle examination.
35 The fee for the vehicle examination application shall be twenty-five dollars and shall be collected
36 by the director of revenue at the time of the request for the application and shall be deposited in

1 the state treasury to the credit of the state highways and transportation department fund. If the
2 vehicle is also to be registered in Missouri, the safety inspection required in chapter 307 and the
3 emissions inspection required under chapter 643 shall be completed and the fees required by
4 section 307.365 and section 643.315 shall be charged to the owner.

5 10. When an application is made for an original Missouri certificate of ownership for a
6 motor vehicle previously registered or titled in a state other than Missouri or as required by
7 section 301.020, it shall be accompanied by a current inspection form certified by a duly
8 authorized official inspection station as described in chapter 307. The completed form shall
9 certify that the manufacturer's identification number for the vehicle has been inspected, that it is
10 correctly displayed on the vehicle and shall certify the reading shown on the odometer at the time
11 of inspection. The inspection station shall collect the same fee as authorized in section 307.365
12 for making the inspection, and the fee shall be deposited in the same manner as provided in
13 section 307.365. If the vehicle is also to be registered in Missouri, the safety inspection required
14 in chapter 307 and the emissions inspection required under chapter 643 shall be completed and
15 only the fees required by section 307.365 and section 643.315 shall be charged to the owner. This
16 section shall not apply to vehicles being transferred on a manufacturer's statement of origin.

17 11. Motor vehicles brought into this state in a wrecked or damaged condition or after
18 being towed as an abandoned vehicle pursuant to another state's abandoned motor vehicle
19 procedures shall, in lieu of the inspection required by subsection 10 of this section, be inspected
20 by the Missouri state highway patrol in accordance with subsection 9 of this section. If the
21 inspection reveals the vehicle to be in a salvage or junk condition, the director shall so indicate on
22 any Missouri certificate of ownership issued for such vehicle. Any salvage designation shall be
23 carried forward on all subsequently issued certificates of title for the motor vehicle.

24 12. When an application is made for an original Missouri certificate of ownership for a
25 motor vehicle previously registered or titled in a state other than Missouri, and the certificate of
26 ownership has been appropriately designated by the issuing state as a reconstructed motor vehicle,
27 motor change vehicle, specially constructed motor vehicle, or prior salvage vehicle, the director of
28 revenue shall appropriately designate on the current Missouri and all subsequent issues of the
29 certificate of ownership the name of the issuing state and such prior designation. The absence of
30 any prior designation shall not relieve a transferor of the duty to exercise due diligence with
31 regard to such certificate of ownership prior to the transfer of a certificate. If a transferor
32 exercises any due diligence with regard to a certificate of ownership, the legal transfer of a
33 certificate of ownership without any designation that is subsequently discovered to have or should
34 have had a designation shall be a transfer free and clear of any liabilities of the transferor
35 associated with the missing designation.

36 13. When an application is made for an original Missouri certificate of ownership for a

1 motor vehicle previously registered or titled in a state other than Missouri, and the certificate of
2 ownership has been appropriately designated by the issuing state as non-USA-std motor vehicle,
3 the director of revenue shall appropriately designate on the current Missouri and all subsequent
4 issues of the certificate of ownership the words "Non-USA-Std Motor Vehicle".

5 14. The director of revenue and the superintendent of the Missouri state highway patrol
6 shall make and enforce rules for the administration of the inspections required by this section.

7 15. Each application for an original Missouri certificate of ownership for a vehicle which
8 is classified as a reconstructed motor vehicle, manufactured forty or more years prior to the
9 current model year, and which has a value of three thousand dollars or less shall be accompanied
10 by:

11 (1) A proper affidavit submitted by the owner explaining how the motor vehicle or trailer
12 was acquired and, if applicable, the reasons a valid certificate of ownership cannot be furnished;

13 (2) Photocopies of receipts, bills of sale establishing ownership, or titles, and the source
14 of all major component parts used to rebuild the vehicle;

15 (3) A fee of one hundred fifty dollars in addition to the fees described in subsection 5 of
16 this section. Such fee shall be deposited in the state treasury to the credit of the state highways
17 and transportation department fund; and

18 (4) An inspection certificate, other than a motor vehicle examination certificate required
19 under subsection 9 of this section, completed and issued by the Missouri state highway patrol, or
20 other law enforcement agency as authorized by the director of revenue. The inspection performed
21 by the highway patrol or other authorized local law enforcement agency shall include a check for
22 stolen vehicles. The department of revenue shall issue the owner a certificate of ownership
23 designated with the words "Reconstructed Motor Vehicle" and deliver such certificate of
24 ownership in accordance with the provisions of this chapter. Notwithstanding subsection 9 of this
25 section, no owner of a reconstructed motor vehicle described in this subsection shall be required
26 to obtain a vehicle examination certificate issued by the Missouri state highway patrol.”; and
27

28 Further amend said bill by amending the title, enacting clause, and intersectional references
29 accordingly.